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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Andrew WITKOWSKI, et al.,

Serial No.: 09/886,839

Group Art Unit: 2184

Filed: June 20, 2001

Examiner: Not Yet Assigned

For: PERFORMING SPREADSHEET-LIKE
CALCULATIONS IN A DATABASE
SYSTEM

PETITION FOR REVIVAL – UNINTENTIONAL ABANDONMENT OF
APPLICATION (37 CFR 1.137(b))

Attention: Office of Petitions
Assistant Commissioner of Patents
BOX DAC
Washington, D.C. 20231

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Sir:

The above-identified application became abandoned, unintentionally, under 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely file a Request to Rescind Previous Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(ii).

Applicant respectfully petitions for revival of the above-identified application. This petition is grantable for the following reasons.

1. **Summary of Procedural History.** This application was filed on June 20, 2001. A non-publication request under 35 U.S.C. 122(b)(2)(B)(i) was filed together with this application on June 20, 2001. On June 20, 2001, the applicant's assignee foreign filed this

application by filing a corresponding PCT application. The applicant or assignee did not file a Request to Rescind Previous Nonpublication Request within 45 days of the date of filing of the foreign applications. The abandonment date of this application is August 6, 2001 (i.e., the day after expiration of the statutory period set to file the Request to Rescind Previous Nonpublication Request).

2. **Petition Fee.** As required by 37 CFR 1.137(b)(2), the petition fee of \$1280.00 as specified in 37 CFR 1.17(m), in the form of a law firm check, is submitted herewith.

3. **Required Reply.** As required by 37 CFR 1.137(b)(1), a Request to Rescind Previous Nonpublication Request accompanies this petition.

4. **Statement.** As required by 37 CFR 1.137(b)(3), applicant hereby states that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

5. **Terminal Disclaimer.** This petition is submitted in an application filed after June 8, 1995. Accordingly, under 37 CFR 1.137(b)(4) and (d), no terminal disclaimer is required.

The Office is respectfully requested to contact the undersigned by telephone if it is believed that such contact would further the consideration of this petition.

Please charge any shortages or credit any deficiency or overpayment in fees to our
Deposit Account No. 50-1302.

Respectfully Submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

April 4, 2002


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box DAC, Office of Petitions, Commissioner for Patents, Washington, D.C. 20231

on April 4, 2002

by Shelley